

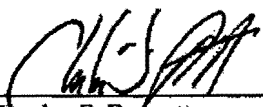
**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

GWENDOLYN FISH, Administrator	)	
The Estate of James Wilkins, Sr.,	)	
	)	
Plaintiff,	)	
v.	)	CIVIL ACTION NO. 08-919
	)	
UNITED STATES OF AMERICA,	)	JUDGE GARY LANCASTER
	)	MAGISTRATE JUDGE HAY
	)	
Defendant.	)	Electronically Filed

**STIPULATION OF DISMISSAL WITH PREJUDICE**

Pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, it is hereby stipulated and agreed to by and between the respective parties that the above-captioned case be dismissed with prejudice, each party to bear her or its own costs, and the Court may enter an Order accordingly, notice by the Clerk being hereby waived.

Respectfully submitted,

  
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Charles F. Bennett  
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Counsel for plaintiff Gwendolyn Fish,  
Administrator of the Estate of James  
Wilkins, Sr

MARY BETH BUCHANAN  
United States Attorney


s/ Megan E. Farrell  
\_\_\_\_\_  
MEGAN E FARRELL  
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Counsel for defendant  
the United States of America

Dated: July 24<sup>th</sup>, 2009

ORDER

AND NOW, this 27<sup>th</sup> day of July, 2009, IT IS SO ORDERED

  
UNITED STATES DISTRICT JUDGE

cc: All counsel of record